

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
ERIC ANDREW PEREZ,

Plaintiff,

-v-

OXFORD UNIVERSITY, et al.,

Defendants.

CIVIL ACTION NO.: 21 Civ. 4844 (AJN) (SLC)

ORDER

SARAH L. CAVE, United States Magistrate Judge.

The Court is in receipt of Plaintiff Eric Andrew Perez's August 11, 2021 letter, advising the Court that he is unable to access the memorandum of law (the "Memo of Law" (ECF No. 20)) filed in support of the motion to dismiss filed by defendants AstraZeneca Pharmaceuticals, AstraZeneca LP, and AstraZeneca AB (collectively, the "AstraZeneca Defendants"). (ECF No. 24). The Court is also in receipt of Mr. Perez's August 12, 2021 letter, in which he asks the Court, inter alia: i) to extend his deadline to file an amended complaint; and ii) "to clarify and set the dates that the other defendants must file their motions and their representatives." (ECF No. 26).

Mr. Perez's request for an extension of time to file an amended complaint is GRANTED, and the Court orders as follows:

1. If Mr. Perez intends to file an amended complaint, he shall do so by **October 12, 2021**.

As the Honorable Alison J. Nathan previously advised Mr. Perez (ECF No. 25), any amended complaint will completely replace the original complaint. Accordingly, if Mr. Perez files an amended complaint, it should include all of the information he believes is necessary to make a short, plain statement explaining why he is entitled to relief against each defendant;

2. If Mr. Perez files an amended complaint, Defendants shall respond to the amended Complaint within fourteen days after service of the amended complaint, in accordance with Federal Rule of Civil Procedure 15(a)(3). As Judge Nathan previously ordered, in the event Mr. Perez files an amended complaint, the AstraZeneca Defendants may then: i) file an answer; ii) file a new motion to dismiss; or iii) submit a letter stating that they intend to rely on the initially-filed motion to dismiss; and
3. If he elects not to file an amended complaint, Mr. Perez shall serve his opposition to the AstraZeneca Defendants' motion to dismiss **by October 12, 2021**. The AstraZeneca Defendants' reply, if any, shall be served by **October 26, 2021**.

In light of Plaintiff's difficulty accessing the Memo of Law, and in response to his request that the Court clarify the representatives of each defendant, the Clerk of Court is respectfully directed to mail to Mr. Perez at the address below: i) a copy of the Memo of Law filed at ECF No. 20; and ii) a print-out of the docket, which reflects the names and contact information of the attorneys, if any, who have appeared on behalf of the defendants, and which also reflects the deadlines for each defendant to respond to the original Complaint.

Dated: New York, New York
August 16, 2021

SO ORDERED.



SARAH L. CAVE
United States Magistrate Judge

Mail to:

Eric Andrew Perez
421 8th Ave.
Unit #93
New York, NY 10116